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March 28, 2002 LB 927, 957

SENATOR D. PEDERSON: Mr. President, members of the body, this amendment actually was in bill number LB 927 which had a full hearing and was unanimously passed out of committee, and I bring it to you today as an addition or an amendment to the committee amendments. And LB 927 is sort of technical, but it's really not that difficult to comprehend. Deeds of trust, which is a method of securing financing transactions, a commonplace in Nebraska, and deeds of trust have a provision for optional future advances. In other words, the borrower may want And the problem with the way in which the additional funds. bill was drafted initially was that it did not clearly identify where the notice of this was to be sent. And under the proposal that I have, it clarifies the fact that if there is a condition for optional future advances, that they be sent to the address put in the deed of trust itself. And the reason that this has become a problem is it might say X bank but X bank has a lot of different branches and they took out the loan and the loan was at the local branch. They sent the notice to the home office and the home office doesn't even know what it applies to. So the reason for this is simply to clarify the understanding of carrying out the optional future advances clause of the deeds of trust. And with that, I would offer this amendment. Thank you.

SENATOR CUDABACK: You've heard the opening on the amendment offered by Senator Don Pederson. Open for discussion, Senator Landis.

SENATOR LANDIS: Mr. Speaker and members of the Legislature, I rise simply to say I support the Pederson amendment. I do know that Senator Pederson and the Banking Department were in discussions and that the Banking Department had no difficulty with Senator Pederson's amendment, and since this is essentially their bill, I think he got the green light from them, that this would be an appropriate home for his idea and I support it. Thank you.

SENATOR CUDABACK: Thank you, Senator Landis. further discussion on AM2912 offered by Senator Don Pederson to LB 957. Seeing none, Senator Pederson, did you wish to close? Senator Pederson waives the option to close. The question before the